

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

GARDEN CITY EMPLOYEES')
RETIREMENT SYSTEM,)
)
Plaintiff,)
)
CENTRAL STATES, SOUTHEAST)
AND SOUTHWEST AREA PENSION)
FUND, Individually and on Behalf of)
All Others Similarly Situated,)
)
Lead Plaintiff,)
)
v.)
)
PSYCHIATRIC SOLUTIONS, INC.,)
et al.,)
)
Defendants.)
_____)

Civil Action No. 3:09-cv-00882-WJH

Senior District Judge William J. Haynes, Jr.

CLASS ACTION

MOTION TO INTERVENE AND UNSEAL JUDICIAL DOCUMENTS

Pursuant to Federal Rule of Civil Procedure 24(b)(1), Beverly Kern, on behalf of herself and her siblings, and as Administrator of the Estate of Donna Kern, moves for permission from the Court to intervene in this case for the limited purpose of requesting that the Court unseal the summary judgment materials filed in connection with Defendant Psychiatric Solutions, Inc.'s Motion for Summary Judgment (DE No. 259). In support, Ms. Kern submits her Memorandum of Law in Support of Motion to Intervene and Unseal Judicial Documents and exhibits thereto, filed contemporaneously herewith.

[signature follows]

This 13th day of May, 2015.

HARRIS PENN LOWRY LLP

/s/ Darren W. Penn

Darren W. Penn (*seeking admission phv*)

Georgia Bar No. 571322

Jed D. Manton (*seeking admission phv*)

Georgia Bar No. 330315

Gregory W. Traylor (*seeking admission phv*)

Georgia Bar No. 771220

400 Colony Square
1201 Peachtree Street, NE, Suite 900
Atlanta, Georgia 30361
T: (404) 961-7650
F: (404) 961-7651
darren@hpllegal.com
jed@hpllegal.com
greg@hpllegal.com

HOLLINS, RAYBIN & WEISSMAN, P.C.

/s/ Benjamin Raybin

Benjamin Raybin

Tennessee Bar No. 029350

Fifth Third Center
424 Church Street, Suite 2200
Nashville, Tennessee 37219
T: (615) 256-6666
F: (615) 254-4254
braybin@hollingslegal.com

Attorneys for Beverly Kern

CERTIFICATE OF SERVICE

I hereby certify that on this day the foregoing Motion to Intervene and Unseal Judicial Documents was filed electronically with the Clerk of Court and has been served by operation of the Court's CM/ECF filing system upon the following:

Todd R. David	todd.david@alston.com
Jessica Perry Corley	jessica.corley@alston.com
Lisa R. Bugni	lisa.bugni@alston.com
Stephen Glasgow	stephen.glasgow@alston.com
Bernard Taylor, Sr.	bernard.taylor@alston.com
Daniel E. Bacine	dbacine@barrack.com
Mark R. Rosen	mrosen@barrack.com
Wade B. Cowan	wcowan@dhhrplc.com
George Edward Barrett	gbarrett@barrettjohnston.com
Douglas S. Johnston, Jr.	djohnston@barrettjohnston.com
Timothy L. Miles	tmiles@barrettjohnston.com
Jerry E. Martin	jmartin@barrettjohnston.com
Stephen R. Bassar	sbassar@barrack.com
Samuel M. Ward	sward@barrack.com
Darren J. Robbins	darrenr@rgrdlaw.com
David C. Walton	davew@rgrdlaw.com
Tor Gronborg	torg@rgrdlaw.com
Tricia L. McCormick	triciam@rgrdlaw.com
Julie A. Kearns	jkearns@rgrdlaw.com
Catherine J. Kowalewski	katek@rgrdlaw.com
Robert K. Lu	rlu@rgrdlaw.com
Dennis J. Herman	dennish@rgrdlaw.com
Daniel J. Pfefferbaum	dpfefferbaum@rgrdlaw.com
Christopher M. Wood	cwood@rgrdlaw.com
James E. Barz	jbarz@rgrdlaw.com
David J. Harris	dharris@rgrdlaw.com
Brian E. Cochran	bcochran@rgrdlaw.com

Jonah H. Goldstein	jonahg@rgrdlaw.com
James M. Hughes	jhughes@motleyrice.com
William S. Norton	bnorton@motleyrice.com
Gregg S. Levin	glevin@motleyrice.com
William H. Narwold	bnarwold@motleyrice.com
Robert J. Dyer, III	bob@dyerberens.com
Jeffrey A. Berens	jeff@dyerberens.com
Michael J. VanOverbeke	mvanoverbeke@vmtlaw.com
Thomas C. Michaud	tmichaud@vmtlaw.com
James Gerard Stranch, III	jstranch@branstetterlaw.com
James Gerard Stranch, IV	gstranch@branstetterlaw.com
Steven A. Riley	sriley@rwjplc.com
Milton S. McGee, III	tmcgee@rwjplc.com
Rachel Marie Thomas	rthomas@rwjplc.com
Gary Orsbeck	gorseck@robbinsrussell.com
Larry Robbins	lrobbins@robbinsrussell.com
Alison Barnes	abarnes@robbinsrussell.com
Ariel Lavinbuk	alavinbuk@robbinsrussell.com

This 13th day of May, 2015.

HOLLINS, RAYBIN & WEISSMAN, P.C.

/s/ Benjamin Raybin

Benjamin Raybin

Tennessee Bar No. 029350

CERTIFICATE OF SERVICE CONT.

I hereby certify that on this day the foregoing Motion to Intervene and Unseal Judicial Documents has been served via U.S. mail upon the following:

Theodore E.G. Pound, Esq. Kathleen W. Simcoe, Esq. OWEN, GLEATON, EGAN ET. AL., LLP 1180 Peachtree Street, NE, Suite 3000 Atlanta, GA 30309-3531 <i>Counsel for Psychiatric Solutions, Inc.</i>	Andrew Efaw, Esq. Stephen Oertle, Esq. WHEELER TRIGG O'DONNELL LLP 370 Seventeenth Street, Suite 4500 Denver, CO 80202 <i>Counsel for Psychiatric Solutions, Inc</i>
Robert E. Boston Waller, Lansden, Dortch & Davis, LLP 511 Union Street, Suite 2700 Nashville, Tennessee 37219	

This 13th day of May, 2015.

HARRIS PENN LOWRY LLP

/s/ Darren W. Penn
Darren W. Penn (*seeking admission phv*)
Georgia Bar No. 571322